

FIRST REGULAR SESSION

HOUSE BILL NO. 1251

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HIGDON.

2644H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 488, RSMo, by adding thereto one new section relating to surcharges assessed in criminal cases.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 488, RSMo, is amended by adding thereto one new section, to be known as section 488.025, to read as follows:

488.025. As provided by section 56.807, there shall be assessed and collected a surcharge of five dollars in all criminal cases filed in the circuit and associate circuit courts of this state, including violations of any county ordinance, any violation of criminal or traffic laws of this state, including infractions, or against any person who has pled guilty of a violation and paid a fine through a fine collection center, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state or county, or when a criminal proceeding or the defendant has been dismissed by the court. For purposes of this section, the term "county ordinance" shall include any ordinance of the city of St. Louis. The clerk responsible for collecting court costs in criminal cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. The surcharge received shall be paid to the county treasurer, and the county treasurer shall make such moneys payable to the state treasurer. The state treasurer shall deposit such moneys in the fund to reimburse counties for the per diem cost of incarceration of prisoners chargeable to the state under section 221.105.

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.